



"PATENT"

DAW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Packet No.: 2003L007 )  
In re ) Before the Examiner  
Application of: Gutierrez et al. )  
Serial No.: 10/727,941 ) Not Yet Assigned  
Filed: December 4, 2003 )  
For: LUBRICATING OIL COMPOSITIONS ) Group Art Unit No.  
1764

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

CERTIFICATE UNDER 37 C.F.R. 1.8(a)

I hereby certify that I have a reasonable basis for believing that this correspondence will be deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on April 1, 2005.

Jacob M. Levine  
Date: April 1, 2005

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL  
LETTER/PETITION FOR CONSIDERATION UNDER 37 CFR 1.97

I. Enclosed is:

- ☒ Information Disclosure Statement Form No. 1449 and copies of references where indicated.
- ☒ Copy of the European Search Report dated March 4, 2005 on EP Application No. 04256985.5 which is the European counterpart of the above-identified U.S. application.

II. ☒ The Examiner is requested to consider the references cited in the attached Information Disclosure Statement without a fee or certification because it was filed before the mailing date of a first Office Action on the merits.

III. Fee Payment

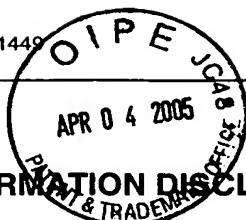
- ☒ The Commissioner is hereby authorized to charge any additional fees under 37 CFR 1.16 and 1.17 which may be required by this paper, or credit any overpayment, to Deposit Account No. 05-1710. A duplicate copy of this Form is enclosed.
- ☒ No fee due.

April 1, 2005  
Date of Signature

  
Attorney or Agent  
**Jacob M. Levine**

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**INFORMATION DISCLOSURE STATEMENT**

(Use several sheets if necessary)

ATTY. DOCKET NO.

2003L007

SERIAL NO.

10/727,941

APPLICANT

Gutierrez et al.

FILING DATE

December 4, 2003

GROUP

1764

**U.S. PATENT DOCUMENTS**

| *EXAMINER<br>INITIAL |    | DOCUMENT<br>NUMBER | DATE    | NAME             | CLASS | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|----------------------|----|--------------------|---------|------------------|-------|----------|-------------------------------|
|                      | AA | 6,187,721 B1       | 2/13/01 | Goldblatt et al. | 508   | 221      |                               |
|                      | AB |                    |         |                  |       |          |                               |
|                      | AC |                    |         |                  |       |          |                               |
|                      | AD |                    |         |                  |       |          |                               |
|                      | AE |                    |         |                  |       |          |                               |
|                      | AF |                    |         |                  |       |          |                               |
|                      | AG |                    |         |                  |       |          |                               |
|                      | AH |                    |         |                  |       |          |                               |
|                      | AI |                    |         |                  |       |          |                               |
|                      | AJ |                    |         |                  |       |          |                               |
|                      | AK |                    |         |                  |       |          |                               |

**FOREIGN PATENT DOCUMENTS**

|  |    | DOCUMENT<br>NUMBER | PUBLI-<br>CATION<br>DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION |    |
|--|----|--------------------|--------------------------|---------|-------|----------|-------------|----|
|  |    |                    |                          |         |       |          | YES         | NO |
|  | AL | 1 318 189 A1       | 6/11/03                  | Europe  | C10M  | 133/56   |             |    |
|  | AM | 1 387 066 A2       | 2/4/04                   | Europe  | F02D  | 21/08    |             |    |
|  | AN | 1 398 365 A2       | 3/17/04                  | Europe  | C10M  | 167/00   |             |    |
|  | AO | WO97/47709A1       | 12/18/97                 | PCT     | C10M  | 149/10   |             |    |
|  | AP |                    |                          |         |       |          |             |    |

**OTHER DISCLOSURES (Including Author, Title, Date, Pertinent Pages of Publication, Etc.)**

|  |    |  |
|--|----|--|
|  | AR | "Effect of diesel soot contaminated oil on engine wear – investigation of novel oil formulations", Gautam et al.<br>XP-002263742 Tribology International, Butterworth Scientific LDT, vol. 32, no. 12, 1999, pages 687-699 |
|  | AS |  |
|  | AT |  |

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant